

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

MEDIA MATTERS FOR AMERICA, *et al.*,

Plaintiffs,

v.

WARREN KENNETH PAXTON JR., in his official capacity as Attorney General of the State of Texas,

Defendant.

Civ. No. 8:23-cv-3363-PX

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**DEFENDANT'S MOTION TO DISMISS**

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Defendant Ken Paxton in his official capacity as Attorney General respectfully moves under Fed. R. Civ. P. 12(b)(1)-(3) to dismiss Plaintiffs' complaint. Specifically, this Court lacks subject-matter jurisdiction over this case, the Court lacks personal jurisdiction over Defendant, and venue is improper, all for the reasons stated in Defendant's Opposition to Plaintiffs' Renewed Motion for Temporary Restraining Order and Preliminary Injunction (ECF No. 33). Defendant filed an unopposed motion for extension of time to file its Answer yesterday, January 1, 2024 (ECF No. 34), but is filing this Motion to Dismiss in an abundance of caution because the Court has not ruled on Defendant's requested extension.

Dated: January 2, 2023

Respectfully submitted,

*/s/ Gene C. Schaerr*

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*/s/ Ryan S. Baasch*

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(signed by Gene C. Schaerr with the  
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**CERTIFICATE OF SERVICE**

I, Gene C. Schaerr, hereby certify that on January 2, 2024, I electronically filed Defendant's Motion to Dismiss with the Clerk for the United States District Court of Maryland using the CM/ECF system, which shall send electronic notification to counsel of record.

/s/Gene C. Schaerr  
Gene C. Schaerr

*Attorney for Defendant*